

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

**JAMES PORTER MARINE,
Plaintiff,**

Civil Action No. 7:22CV00293

v.

OPINION

**JACKIE BIRD, et al,
Defendant(s),**

**By: James P. Jones
Senior United States District Judge**

Plaintiff, proceeding pro se, filed a civil rights complaint, pursuant to 42 U.S.C. §1983. By order entered June 9, 2022, the court directed plaintiff to respond within 10 days from the date of the order with the full filing fee or otherwise respond to the order. Plaintiff was advised that a failure to comply would result in dismissal of this action without prejudice.

More than 10 days have elapsed, and plaintiff has failed to comply with the described conditions. Accordingly, the court dismisses the action without prejudice and strikes the case from the active docket of the court. Plaintiff may refile the claims in a separate action once plaintiff is prepared to comply with the noted conditions.

The Clerk is directed to send a copy of this Memorandum Opinion and accompanying Order to plaintiff.

ENTER: This 22nd day of June, 2022.

/s/ James P. Jones
Senior United States District Judge